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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**

10 UNITED STATES OF AMERICA *ex rel.* STF,
11 LLC, an organization; STATE OF
CALIFORNIA; *ex rel.* STF, LLC, an
12 organization,

13 Plaintiffs,

14 v.

15 VIBRANT AMERICA, LLC, a Delaware
limited liability company,

16 Defendants.
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Case No. 3:16-cv-02487-JCS

**JOINT UPDATED CASE MANAGEMENT
CONFERENCE STATEMENT AND
REQUEST FOR CONTINUANCE**

Date: February 11, 2022

Time: 2:00 p.m.

Judge: Hon. Joseph C. Spero

**JOINT UPDATED CASE MANAGEMENT CONFERENCE STATEMENT;
REQUEST FOR CONTINUANCE**

Relator STF, LLC (“Relator”), and Vibrant America, LLC (“Vibrant” or “Defendant”), submit this Joint Updated Case Management Conference Statement and Request for Continuance.

Since the Parties’ last update to the Court, the Parties have received final approval of the settlement from the California Department of Insurance (CDI), and the settlement as to the California Insurance Fraud Preventions Act claims has been fully executed as of January 31, 2022. The settlement as to the federal False Claims Act had been fully executed previously.¹

Pursuant to the settlement agreements, Defendant has stipulated to entry of a Consent Judgment. That stipulation and proposed Consent Judgment are being filed concurrently herewith.

Pursuant to the settlement agreements, dismissal of the entire action will be requested upon Defendant’s initial settlement payments, which are due no later than May 2, 2022.

Accordingly, the Parties respectfully request that the February 11, 2022 Case Management Conference be continued for another 90 days, by which time the Parties anticipate filing dismissal of the entire action.

Dated: February 3, 2022

COTCHETT, PITRE & McCARTHY LLP

By: /s/ Justin T. Berger
JUSTIN T. BERGER
BETHANY M. HILL

Attorneys for Relator

Dated: February 3, 2022

FOLEY & LARDNER LLP

By: /s/ Lori A. Rubin
LORI A. RUBIN

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¹ The California Attorney General has already filed a Notice of Consent to Dismissal (Dkt. No. 94).